



SAN FRANCISCO
1120 VETERANS BLVD.
SOUTH SAN FRANCISCO, CA 94080
Tel: 650-244-2000
Fax: 650/244-2392

RECEIVED
CENTRAL FAX CENTER
DEC 09 2005

DATE: December 9, 2005
TO: United States Patent and Trademark Office
Fax No. 571/273-8300
FROM: Pauline S. Fischer

There are a total of 24 pages being transmitted. If all of the pages are not received, please contact me at 650/244-2007. Thank you.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Patent Application No. 10/719,997 filed on November 20, 2003 for Quinoliny and Benzothiazoly Modulators are being facsimile transmitted to the United States Patent and Trademark Office Central Facsimile number 571/273-8300 on the date shown below.

Documents Attached

1. Amendment and Response Under 37 CFR §1.111
2. Statement Under 35 U.S.C. §103(c)(2) – Japan Tobacco Inc.
3. Statement Under 35 U.S.C. §103 (c)(2) – Amgen Inc.
4. Change of Correspondence Address (PTO/SB/122 (04/05))
5. Fee Transmittal (2 copies)

Number of pages being transmitted, including this page: 24

Dated: December 9, 2005


Pauline S. Fischer

This transmission may contain confidential and/or privileged information intended solely for the addressee. If you are not the addressee, any disclosure or use of this information by you is strictly prohibited. If you have received this facsimile in error, please notify me immediately by calling (650) 244-2007.

DEC 09 2005

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0551-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)
1020.00**Complete if Known**

Application Number	10/719,997
Filing Date	November 20, 2003
First Named Inventor	McGee et al.
Examiner Name	Seaman, D. Margaret
Art Unit	1625
Attorney Docket No.	018781-006330US (T00-014-3/US)

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 01-0519 Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.18 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 = _____	/ 50 = _____	(round up to a whole number) x _____		

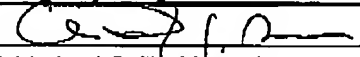
4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 3 month extension

1,020.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 40,179	Telephone 650/244-2105
Name (Print/Type)	Christopher J. Smith of Amgen Inc.	Date	12/09/05

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.